

**HUMAN SERVICES DEPARTMENT[441]**

**Adopted and Filed**

Pursuant to the authority of Iowa Code section 237A.12, the Department of Human Services amends Chapter 110, "Child Development Homes," Iowa Administrative Code.

These amendments update requirements for child development home providers as follows:

These amendments add a requirement that providers must document medication given to a child while the child is in the provider's care.

These amendments allow for a provider who is unable to access a copy of the provider's GED or high school diploma to show verification of higher education participation.

Category "C" child development homes regularly operate with a provider and coprovider. There have been requests by child development home providers to allow for numerous coproviders. Child development homes, if allowed numerous coproviders, would more closely resemble child care centers, which have different licensing requirements. These amendments clarify that there shall be no more than two providers named on a registration certificate for a child development home.

Notice of Intended Action was published in the Iowa Administrative Bulletin as **ARC 1862C** on February 4, 2015. The Department received no comments from the public during the public comment period. However, in the course of a technical review, the Department determined that the change of administrative rules as proposed in Item 2 of the Notice of Intended Action may be impacted by pending legislative requirements. As a result, the changes originally proposed in Item 2 have not been adopted and subsequent items have been renumbered.

The Council on Human Services adopted these amendments on March 11, 2015.

These amendments do not provide for waivers in specified situations because requests for the waiver of any rule may be submitted under the Department's general rule on exceptions at 441—1.8(17A,217).

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement Iowa Code section 237A.3A.

These amendments will become effective June 1, 2015.

The following amendments are adopted.

ITEM 1. Amend paragraph **110.5(1)"d"** as follows:

*d.* Medications shall be given only with the parent's or doctor's written authorization. Each prescribed medication shall be accompanied by a physician's or pharmacist's direction. Both nonprescription and prescription medications shall be in the original container with directions intact and labeled with the child's name. All medications shall be stored properly and, when refrigeration is required, shall be stored in a separate, covered container so as to prevent contamination of food or other medications. All medications shall be stored so they are inaccessible to children. Any medication administered to a child shall be recorded, and the record shall indicate the name of the medication, the date and time of administration, and the amount given.

ITEM 2. Amend paragraph **110.9(2)"b"** as follows:

*b.* The provider shall have a high school diploma, or GED, or documentation of current or previous enrollment in credit-based coursework from a postsecondary educational institution that is an accredited college or university.

ITEM 3. Amend subparagraph **110.10(2)"a"(2)** as follows:

(2) The provider shall have a high school diploma, or GED, or documentation of current or previous enrollment in credit-based coursework from a postsecondary educational institution that is an accredited college or university.

ITEM 4. Adopt the following new paragraph **110.10(2)“c”**:

c. No more than two named providers shall be allowed on a registration certificate.

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EDITOR’S NOTE: For replacement pages for IAC, see IAC Supplement 4/1/15.